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UNITED STATES PATENT AND TRADEMARK OFFICE
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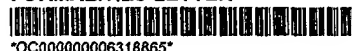


| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/854,326 | 05/11/2001 | Toni Rita Prezant | 18810-81401 |

SIDLEY AUSTIN BROWN & WOOD
555 West Fifth Street
Los Angeles, CA 90013

CONFIRMATION NO. 7808

FORMALITIES LETTER



OC00000006318865

Date Mailed: 07/19/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/25/2001 DABRAXA1 00000042 501597 09854326

FILED UNDER 37 CFR 1.53(b)

01 FC:205

65.00 CH

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

The following item(s) appear to have been omitted from the application:

- Figure(s) 19 described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit must be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h)) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Our Docket No. 18810-8140

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Toni Rita Prezant, Anthony P. Heaney, Shlomo Melmed
Serial No.: 09/854,326
Filed on: May 11, 2001
Title: METHOD OF REGULATING BIOLOGICAL ACTIVITY OF
PITUITARY TUMOR TRANSFORMING GENE (PTTG)1 USING
PTTG2

**TRANSMITTAL OF AND
RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION
FILING DATE GRANTED**

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D. C. 20231

| | |
|---|-----------|
| I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO BOX MISSING PARTS, THE ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D. C. 20231, ON <u>September 14, 2001</u> | |
| BY <u>[Signature]</u> | ANN WEISS |
| <u>September 14, 2001</u> | |
| Date of Signature | |

Dear Sir or Madam:

In response to the Notice to File Missing Parts of Nonprovisional Application

Filing Date Granted mailed July 19, 2001, Applicants submit the following documents:

1. Copy of *Notice to File Missing Parts of Application (Part 2)*;
2. Fully executed Declarations of inventors Toni Rita Prezant, Anthony P. Heaney, and Shlomo Melmed;
3. Transmittal of Formal Drawings;
4. Preliminary Amendment; and
5. Petition to Insert Drawing in Response to Notice of Omitted Item(s) in a Nonprovisional Application and Request for Refund of Petition Fee

The Commissioner is hereby authorized to charge \$195.00 under 37 C.F.R. §§ 1.16(e) and 1.17(i) which may be required, or to credit any overpayment, to Deposit Account No. 50-1597:

\$65.00 for surcharge fee set forth in 37 C.F.R. 1.16(e), and

\$130.00 required petition fee under 37 C.F.R. 1.17(i).

Also enclosed are:

6. Assignment with Transmittal authorizing Commissioner to charge to Deposit Account No. 50-1597 \$40.00 for recordation of assignment under C.F.R. 1.21(h).
7. Power of Attorney;
8. Certificate Under 37 C.F.R. 3.73(b) Establishing Right of Assignee to Prosecute; and
9. Verified Statement (Declaration) Claiming Small Entity Status (37 CFR 1.9(f) and 1.27(d))--Nonprofit Organization.
10. Information Disclosure Statement, including Form PTO-1449.

Respectfully submitted,

By: 

Nisan A. Steinberg, Ph.D.
Registration No. 40,345

SIDLEY AUSTIN BROWN & WOOD
555 West Fifth Street
Los Angeles, California 90013-1010
Ofc: 213/ 896-6665
Fax: 213/896-6600



18810-81401

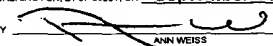
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Date: September 14, 2001

In re application of: Prezant *et al.*
Serial No. 09/854,326
Filed: May 11, 2001
For: METHOD OF REGULATING BIOLOGICAL
ACTIVITY OF PITUITARY TUMOR
TRANSFORMING GENE (PTTG)1 USING PTTG2
Examiner: Unknown
Unit: Unknown

TRANSMITTAL OF FORMAL DRAWINGS

BOX MISSING PARTS
Assistant Commissioner for Patents
Washington, D. C. 20231

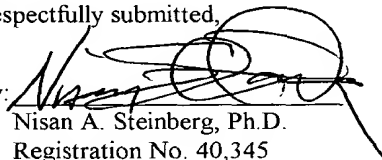
| | |
|--|--------------------------|
| <small>(I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO BOX MISSING PARTS, THE ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D. C. 20231, ON <u>September 14, 2001</u>.)</small> | |
| BY  | <small>ANN WEISS</small> |
| <u>September 14, 2001</u> | |
| <small>Date of Signature</small> | |

Drawing Review Branch

Dear Sir or Madam:

Transmitted herewith for filing in the above-identified application are forty-three (43) sheets of formal drawings, including Figure 19 (page 20 of 43), the inclusion of which Figure 19 is subject to the Examiner's approval.

Respectfully submitted,

By: 
Nisan A. Steinberg, Ph.D.
Registration No. 40,345

SIDLEY AUSTIN BROWN & WOOD
555 West Fifth Street, Suite 4000
Los Angeles, California 90013
Ofc: 213/ 896-6665
Fax: 213/ 896-6600

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Applicant(s): Prezant et al.

Docket No.

18810-81401

Serial No.
09/854,326Filing Date
May 11, 2001Examiner
UnknownGroup Art Unit
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Invention: Method of Regulating Biological Activity of Pituitary Tumor Transforming Gene (PTTG) Using PTTG2



I hereby certify that this Assignment re Toni Rita Prezant, Anthony P. Heaney and Shlomo Melmed
(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The
Assistant Commissioner for Patents, Washington, D.C. 20231 on September 14, 2001
(Date)

Ann Weiss

(Typed or Printed Name of Person Mailing Correspondence)

A handwritten signature in dark ink, appearing to read "Ann Weiss", written over a horizontal line.

(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)

Docket No.

18810-81401

Applicant(s): Prezant et al.

Serial No.

09/854,326

Filing Date

May 11, 2001

Examiner

Unknown

Group Art Unit

--

Invention: Method of Regulating Biological Activity of Pituitary Tumor Transforming Gene (PTTG) Using PTTG2

I hereby certify that this Verified Statement Claiming Small Entity Statement

(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The


Assistant Commissioner for Patents, Washington, D.C. 20231 on

September 14, 2001

(Date)

Ann Weiss

(Typed or Printed Name of Person Mailing Correspondence)


(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.